IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 2ND JULY 2007 / 11TH ASHADHA 1929

Con.Case(C).No. 972 of 2007(S)

AGAINST THE JUDGEMENT/ORDER IN WPC.27966/2006 Dated 14/12/2006

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PETITIONER/PETITIONER:

REJI MATHEW, S/O. O.T.MATHEW,
AGED 38 YEARS,
OONNUKALLAM THOTTIYIL, KATTACHIRA POST,
ETTUMANOOR, KOTTAYAM.

BY ADV. SRI.E.R.VENKATESWARAN

RESPONDENTS:

SHRI. RAJAN P.S.,
(FATHER'S NAME AND AGE NOT KNOWN TO THE
PETITIONER), AUTHORISED OFFICER & CHIEF MANAGER,
UNION BANK OF INDIA, CHALA BRANCH,
THIRUVANANTHAPURAM-695 001.

BY ADV. SRI.A.S.P. KURUP, SC, UBI

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 02/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

C.O.C. No. 972 of 2007

Dated this the 2nd day of July, 2007.

JUDGMENT

This contempt petition is filed alleging that the direction in Annexure A1 judgment is not implemented. Learned standing counsel for the Union Bank of India reported that the 3rd respondent in Annexure A1, the owner of the property, was found dead in her well when the officials went to her house to execute the order of the Recovery Officer.

In view of the above development, I think, it is not proper to initiate any contempt proceedings against the officials, at present, for not implementing the direction contained in Annexure A1 judgment. Accordingly, the contempt petition is closed, without prejudice to the right of the petitioner to move again, after some time.

Sd/-

(K.BALAKRISHNAN NAIR)
JUDGE

sk/

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P.S. To Judge